HON'BLE THE CHIEF JUSTICE SHRI G.S. SINGHVI
AND
HON'BLE SHRI JUSTICE G.V. SEETHAPATHY

Writ Petition No.3242 of 2007

Between:

S. Nagender Singh

… Petitioner

And

The Commissioner,
Karimnagar Municipal Corporation,
Karimnagar & others

… Respondents

:: O R D E R ::

Counsel for the petitioner : Shri Safdar Mirza

Counsel for respondent No.1 : Shri P. Radha Krishna

Counsel for respondents No.2 and 3 : Government Pleader for Municipal Administration

20.02.2007

Per G.S. Singhvi, CJ

This is a petition for issue of a mandamus to respondent Nos. 1 to 3 to take action in the matter of the alleged illegal construction being made by respondent No.4 – S. Haricharan Singh in premises bearing Municipal No. 2-4-150, Sikhwadi, Karimnagar.

We have heard Shri Safdar Mirza, learned counsel for the petitioner, Shri P. Radha Krishna, learned Standing Counsel for Karimnagar Municipal Corporation, learned Government Pleader for Municipal Administration and perused the record.

In our opinion, it is not necessary to issue notice to respondent No.4 because we feel that ends of justice will be met by directing respondent No.1 to consider and dispose of the representation dated

28.11.2006 made by the petitioner within seven days from today. Ordered accordingly.

If respondent No.1 comes to the conclusion that the construction being made by respondent No.4 is in violation of the statutory provisions and/or the sanctioned plan, then he shall take appropriate action after giving notice and opportunity of hearing to respondent No.4.

The writ petition is disposed of in the manner indicated above.

As a sequel to disposal of the writ petition, W.P.M.P.No.4140 of 2007 filed by the petitioner for interim relief is disposed of as infructuous.

G.S. SINGHVI, CJ

G.V. SEETHAPATHY, J

February 20, 2007
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